

MINUTES OF THE MEETING OF
THE BOARD OF COSMETOLOGY, ELECTROLOGY, ESTHETICS,
NAIL TECHNOLOGY AND BODY ART

December 3, 2018

1. ROLL CALL

The conference call meeting of the Board of Cosmetology, Electrology, Esthetics, Nail Technology, and Body Art was called to order by the Chair, Melanie Judkins, at 10:32 a.m., Licensure Unit Conference Room LU-1, Nebraska State Office Building, Lincoln, Nebraska. Copies of the agenda were mailed to the Board members and other interested parties in accordance with the Public Meeting Law.

Members Present: The following members answered roll call:

Ronald Banse, Member
Sandra Christie, Member
Vicki Criswell, Vice-Chair
Melanie Judkins, Chair
Ruth Lucas, Member
Marie Nordboe, Member
Becky Pettigrew, Member
Pamela Rowland, Member
Brandy Phillips, Member

Members Absent:

Bridget Anderson, Secretary (arrived 10:45 a.m.)
Jacqueline Hornig, Member

Others Present:

Ami Huff, Assistant Attorney General
Kris Chiles, Program Manager, Licensure Unit
Larry Wiehn, Investigator
Mark Meyerson, Investigator

A quorum was present and the meeting convened.

2. ADOPTION OF AGENDA

MOTION: Pettigrew moved, seconded by Nordboe, to adopt the agenda. A voice vote was taken. Voting aye: Banse, Christie, Criswell, Judkins, Lucas, Nordboe, Pettigrew, Phillips, Rowland (9). Voting nay: None (0). Absent: Anderson, Horning (2). Motion carried.

3. INVESTIGATIONAL & CONFIDENTIAL INFORMATION/REPORTS – CLOSED SESSION

MOTION: Pettigrew moved, seconded by Lucas, to enter into closed session at 10:34 a.m. for the purpose of hearing discussions of an investigative/confidential nature and for the prevention of needless injury to the reputation of the individuals. Judkins repeated the purpose of the motion. A roll call vote was taken. Voting aye: Banse, Christie, Criswell, Judkins, Lucas, Nordboe, Pettigrew, Phillips, Rowland (9). Voting nay: None (0). Absent: Anderson, Horning (2). Motion carried.

10:45 a.m. - Anderson entered meeting
11:04 a.m. - Wiehn and Meyerson departed meeting
12:10 p.m. - Teresa Hampton, Department attorney, entered meeting
Huff departed meeting

MOTION: Nordboe moved, seconded by Christie, to return to open session at 12:16 p.m. A roll call vote was taken. Voting aye: Anderson, Banse, Christie, Criswell, Judkins, Lucas, Nordboe, Pettigrew, Phillips, Rowland (10). Voting nay: None (0). Absent: Horning (1). Motion carried.

12:16 p.m. - Huff entered meeting

4. APPLICATION REVIEW, RECOMMENDATIONS AND REPORT OUT – OPEN SESSION

Conviction or Prior Discipline Reviews:

Jodi Baker – Permanent Color Technician Applicant

MOTION: Pettigrew moved, seconded by Criswell, to recommend offering a probationary license with 6 month probation to include the standard terms and conditions and complete the jurisprudence examination within 90 days of issuance of the license. Motion based on conviction history and failure to disclose convictions. A roll call vote was taken. Voting aye: Anderson, Banse, Christie, Criswell, Judkins, Lucas, Nordboe, Pettigrew, Phillips, Rowland (10). Voting nay: None (0). Abstain: None (0). Absent: Horning (1). Motion carried.

Dove Cornelius – Cosmetologist Reinstatement

MOTION: Pettigrew moved, seconded by Criswell, to recommend offering a probationary reinstated license with 6 month probation to include the standard terms and conditions and complete the jurisprudence examination within 90 days of issuance of the license. Motion based on conviction history, failure to disclose convictions and practice after license expired. A roll call vote was taken. Voting aye: Anderson, Banse, Christie, Criswell, Judkins, Lucas, Nordboe, Pettigrew, Phillips, Rowland (10). Voting nay: None (0). Abstain: None (0). Absent: Horning (1). Motion carried.

Leighton Fortner – Body Piercer Reinstatement

MOTION: Anderson moved, seconded by Nordboe, to recommend offering a probationary reinstated license with 6 month probation to include the standard terms and conditions and: no solo practice, quarterly employer reports. Motion based on conviction history. A roll call vote was taken. Voting aye: Anderson, Banse, Christie, Criswell, Judkins, Lucas, Nordboe, Pettigrew, Phillips, Rowland (10). Voting nay: None (0). Abstain: None (0). Absent: Horning (1). Motion carried.

Chelsey Kubes – Cosmetologist Applicant

MOTION: Nordboe moved, seconded by Christie, to recommend offering a probationary license with 6 month probation to include the standard terms and conditions and complete the jurisprudence examination within 90 days of issuance of the license. Motion based on conviction history and failure to disclose convictions. A roll call vote was taken. Voting aye: Anderson, Banse, Christie, Criswell, Judkins, Lucas, Nordboe, Pettigrew, Phillips, Rowland (10). Voting nay: None (0). Abstain: None (0). Absent: Horning (1). Motion carried.

Brian Spencer – Cosmetologist Reinstatement

MOTION: Anderson moved, seconded by Nordboe, to recommend offering a probationary reinstated license with 2 year probation to include the standard terms and conditions and comply with the terms and conditions of the Agreed Settlement signed 8-4-17. Motion based on previous discipline and did not complete the probation terms and conditions of Agreed Settlement. A roll call vote was taken. Voting aye: Anderson, Banse, Christie, Criswell, Judkins, Lucas, Nordboe, Pettigrew, Phillips, Rowland (10). Voting nay: None (0). Abstain: None (0). Absent: Horning (1). Motion carried.

Christine Partridge – Esthetician Applicant

MOTION: Anderson moved, seconded by Nordboe, to recommend offering a probationary license with 6 month probation to include the standard terms and conditions and complete the jurisprudence examination within 90 days of issuance of the license. Motion based on conviction history and failure to disclose convictions. A roll call vote was taken. Voting aye: Anderson, Banse, Christie, Criswell, Judkins, Lucas, Nordboe, Pettigrew, Phillips, Rowland (10). Voting nay: None (0). Abstain: None (0). Absent: Horning (1). Motion carried.

Jennifer Martin – Cosmetologist Applicant

MOTION: Anderson moved, seconded by Pettigrew, to defer a recommendation and request additional information. A roll call vote was taken. Voting aye: Anderson, Banse, Christie, Criswell, Lucas, Nordboe, Pettigrew, Phillips, Rowland (9). Voting nay: Judkins (1). Abstain: None (0). Absent: Horning (1). Motion carried.

Courtney Lilleholm - Cosmetologist Applicant

MOTION: Anderson moved, seconded by Pettigrew, to recommend issuance of the license. A roll call vote was taken. Voting aye: Anderson, Banse, Christie, Criswell, Judkins, Lucas, Nordboe, Pettigrew, Phillips, Rowland (10). Voting nay: None (0). Abstain: None (0). Absent: Horning (1). Motion carried.

Sarah Sheppard – Cosmetologist Reinstatement from Discipline

MOTION: Anderson moved, seconded by Nordboe, to defer a recommendation and request additional information. A roll call vote was taken. Voting aye: Anderson, Banse, Christie, Criswell, Judkins, Lucas, Nordboe, Pettigrew, Phillips, Rowland (10). Voting nay: None (0). Abstain: None (0). Absent: Horning (1). Motion carried.

Teri Eureka – Cosmetologist Reinstatement

MOTION: Nordboe moved, seconded by Pettigrew, to recommend reinstating the license. A roll call vote was taken. Voting aye: Anderson, Banse, Christie, Criswell, Judkins, Lucas, Nordboe, Pettigrew, Phillips, Rowland (10). Voting nay: None (0). Abstain: None (0). Absent: Horning (1). Motion carried.

5. 2019 LEGISLATIVE PROPOSALS (ROWLAND)

- Manicuring and Pedicuring
- Body Art

Rowland reported that Senator Kolterman offered to carry a bill that would include manicuring and pedicuring as part of the scope of practice of a nail technician, thus requiring a license, but requested Rowland to first set up a meeting with the Governor's Office and the Platte Institute.

MOTION: Anderson moved, seconded by Pettigrew, to approve the concept for licensure of manicurists and pedicurists as presented. A roll call vote was taken. Voting aye: Anderson, Christie, Judkins, Pettigrew, Phillips, Rowland (6). Voting nay: Banse, Criswell, Lucas, Nordboe (4). Abstain: None (0). Absent: Horning (1). Motion carried.

1:24 p.m. - Christie departed meeting

MOTION: Anderson moved, seconded by Rowland, to approve the body art concept as presented. A roll call vote was taken. Voting aye: Anderson, Banse, Criswell, Judkins, Lucas, Nordboe, Pettigrew, Phillips, Rowland (9). Voting nay: None (0). Abstain: None (0). Absent: Christie, Horning (2). Motion carried.

6. ADJOURNMENT

MOTION: Anderson moved, seconded by Nordboe, to adjourn the meeting. A roll call vote was taken. Voting aye: Anderson, Banse, Criswell, Judkins, Lucas, Nordboe, Pettigrew, Phillips, Rowland (9). Voting nay: None (0). Abstain: None (0). Absent: Christie, Horning (2). Motion carried.

Judkins declared the meeting adjourned at 1:26 p.m.

Respectfully submitted,

Bridget Anderson, Secretary
Board of Cosmetology, Electrology, Esthetics, Nail Technology, and Body Art

Summarized by Nancy Herdman, Health Licensing Coordinator